

On an appeal from a preliminary hearing order, the Board is limited to review of allegations that the Administrative Law Judge exceeded his/her jurisdiction. K.S.A. 44-551. This includes review of issues identified in K.S.A. 44-534a as jurisdictional issues. On the

current appeal, there is no dispute that claimant suffered personal injury by a series of accidents that arose out of and in the course of her employment with respondent. The only questions are her need for additional medical treatment, the nature and extent of her injury and, possibly, the date or dates of accident, and, as a result, which insurance carrier is liable for benefits. These are not issues identified in K.S.A. 44-534a and the ALJ did not exceed his jurisdiction in denying claimant's request for additional medical treatment. Accordingly, the ALJ's decision is not subject to review at this time.

WHEREFORE, it is the finding, decision, and order of the Appeals Board that the appeal of the preliminary hearing Order entered by Administrative Law Judge Bruce E. Moore on February 15, 2001, should be, and the same is hereby, dismissed.

IT IS SO ORDERED.

Dated this ____ day of May 2001.

BOARD MEMBER

c: Matthew L. Bretz, Hutchinson, KS
Douglas C. Hobbs, Wichita, KS
Kendall R. Cunningham, Wichita, KS
Bruce E. Moore, Administrative Law Judge
Philip S. Harness, Director